

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

**GLEND A LOCKHART and  
STRAIGHTLINE DRYWALL &  
ACOUSTICAL, LLC,**

**Plaintiffs,**

**vs.**

**ANA FRANKLIN, individually and  
in her official capacity as Sheriff of  
Morgan County, Alabama, CHAD  
SMITH, individually and in his  
official capacity as Deputy Sheriff  
of Morgan County, Alabama,  
ROBERT WILSON, individually  
and in his official capacity as  
Deputy Sheriff of Morgan County,  
Alabama, and BLAKE  
ROBINSON, individually and in  
His official capacity as Deputy  
Sheriff of Morgan County,  
Alabama,**

**Defendants.**

**UNOPPOSED**

**CIVIL ACTION NO.:  
5:16-cv-1699-MHH**

**JURY TRIAL DEMANDED**

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**MOTION TO DISMISS ALL CLAIMS AGAINST DEFENDANT CHAD SMITH  
WITHOUT PREJUDICE**

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COME NOW, the Plaintiffs, Glenda Lockhart and Straightline Drywall and Acoustical, LLC, by and through their undersigned attorneys of record, and

pursuant to FRCP Rule 41(a), hereby move this Court to dismiss all claims against Defendant Chad Smith without prejudice. In support of this Motion, the Plaintiffs represent that counsel for the Defendants has been contacted and this motion is unopposed.

Respectfully submitted,

/s/ Brandy M. Lee  
Brandy M. Lee

/s/ Brice M. Johnston  
Brice M. Johnston

Counsel for Plaintiff

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**CERTIFICATE OF SERVICE**

I certify that on November 2, 2016, a copy of this pleading was filed electronically with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent to all counsel of record via the court's electronic filing system.

/s/ Brice M. Johnston  
OF COUNSEL